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7 UNITED STATES DISTRICT COURT  
8 CENTRAL DISTRICT OF CALIFORNIA  
9 WESTERN DIVISION  
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11 JAMES E. ARMSTEAD, JR., ) No. CV 14-1541-GW (PLA)  
12 Petitioner, )  
13 v. ) **ORDER ACCEPTING**  
14 TIM V. VIRGA, Warden, ) **MAGISTRATE JUDGE'S**  
15 Respondent. ) **REPORT AND RECOMMENDATION**  
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17 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all the records and files  
18 herein, the magistrate judge's report and recommendation, and petitioner's objections to the  
19 report and recommendation. The Court has engaged in a de novo review of those portions of the  
20 report and recommendation to which objections have been made. The Court accepts the  
21 recommendations of the magistrate judge.

22 ACCORDINGLY, IT IS ORDERED:

23 1. The report and recommendation is accepted.

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2. Respondent's Motion to Dismiss is granted.
3. Judgment shall be entered consistent with this order.
4. The clerk shall serve this order and the judgment on all counsel or parties of record.

DATED: October 16, 2015



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HONORABLE GEORGE H. WU  
UNITED STATES DISTRICT JUDGE